

## **ADR Overview**

### **A. WRTA ADR**

- Mandatory facilitation.
- Upon agreement of all disputing parties may go directly to FERC.
- Unless otherwise agreed by disputing parties, does not apply to executed agreements, tariffs, rate schedules, obligations to respond to requests for transmission service or interconnection.
- Mandatory binding baseball arbitration.
  - Appeal only on grounds contrary to or beyond scope of WRTA agreement or inconsistent with FPA or FERC's standards or policies.
  - Record limited to that assembled by Arbitrator.

### **B. TOA**

- Applicable to TOA, RTO West tariff (except ETO rates), challenges to new TOA provisions, suspension of provision of transmission agreements between ETOs and any other PTO.
- Mandatory WRTA facilitation.
- Parties cannot agree to go directly to FERC.
- Mandatory binding baseball arbitration.
  - Appeal only on grounds award contrary or beyond scope of TOA or inconsistent with FPA or FERC standards, policies or applicable law.
  - Record limited to that assembled by Arbitrator.

### **C. DSTAR**

- Fast track arbitration available upon request by a Market Participant. Appeal to FERC de novo.
- Mandatory internal dispute resolution with senior representatives.
- Mandatory non-binding mediation.
- Voluntary binding arbitration.

### **D. PJM/Midwest/Alliance**

- Mandatory non-binding internal dispute resolution with senior representatives.
- Voluntary binding arbitration.

### **E. Cal ISO**

- Mandatory informal negotiation.
- Mediation upon agreement of 75% of disputing parties.
- All parties may agree to go to FERC.
- Mandatory binding arbitration upon demand by any disputing party.
- Baseball arbitration upon agreement of all parties.
  - Appeal only on grounds award contrary to or beyond scope of agreement or federal law or FPA or FERC regulations and decisions or state law.
  - Record limited to that assembled by arbitrator.



**F. 888 ADR**

- Mandatory informal dispute resolution with senior representatives.
  - Not applicable to applications for rate changes, tariff changes or Service Agreements which are required to be submitted to FERC for resolution of disputes.
- Voluntary binding arbitration.